



2. Complainant did not appear at the March 1, 2005 status. Respondent appeared by counsel and was given leave to file a motion to dismiss. Respondent served a copy of the March 1 order on Complainant's counsel.

3. Respondent mailed its motion to dismiss to Complainant and to the Illinois Department of Human Rights on March 29, 2005. The motion was set for hearing on April 5, 2005.

4. Complainant did not appear on April 5 for the scheduled hearing on Respondent's motion to dismiss.

5. Complainant has not filed any written response to the motion to dismiss.

CONCLUSIONS OF LAW

1. Complainant's failure to appear for scheduled status hearings has unreasonably delayed the proceedings in this matter.

2. In light of Complainant's apparent abandonment of her claim, it is appropriate to dismiss this matter with prejudice.

DISCUSSION

Complainant has taken absolutely no action to prosecute this matter since it was filed. Without explanation, she missed the initial status in this case, a second scheduled status, and a hearing on a motion to dismiss her claim. Her inaction has unreasonably delayed the proceedings in this matter.

For reasons unknown, it appears that Complainant has simply abandoned her claim. As a result, it is appropriate to dismiss her claim with prejudice. *See Leonard and Solid Matter, Inc.*, ___ Ill. HRC Rep. ___, (1989CN3091, August 25, 1992).

RECOMMENDATION

Based upon the foregoing, it appears that Complainant has abandoned her claim. Accordingly, it is recommended that the complaint in this matter be dismissed with prejudice.

HUMAN RIGHTS COMMISSION

BY: _____
MICHAEL J. EVANS
ADMINISTRATIVE LAW JUDGE

ENTERED: April 6, 2005

ADMINISTRATIVE LAW SECTION